

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
PATRICK B. McDONNELL
LINDA ULISS BURKE
Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD (414) 286-2025
FAX (414) 286-8550

January 2, 2004

To the Honorable Common Council
of the City of Milwaukee
Room 205 - City Hall

Re: Communication from Attorney Laurie A. Eggert, Eggert & Cermele, S.C.
for legal fees for Police Officer Tony Randazzo
C.I. File No. 02-S-263; ELO No. 1779

Dear Council Members:

Returned herewith is a document filed by Attorney Laurie Eggert for attorney's fees for representing Police Officer Tony Randazzo. The claim is in the amount of \$932.53 including \$8.53 in disbursements for 8.40 hours of service billed at the rate of \$110.00 per hour. We ask that this matter be introduced and referred to the Committee on Judiciary & Legislation.

We have reviewed this claim and advise that in our opinion, the time spent was reasonable. Legal representation was occasioned by a criminal investigation. No criminal charges were brought against the police officer on whose behalf this claim was filed.

As we have advised you under similar circumstances in the past, the Common Council has discretion to reject this claim or to pay it in whole or in part. Sec. 895.35, Stats., *Bablitch and Bablitch v. Lincoln County*, 82 Wis. 2d 574 (1978).

Very truly yours,


GRANT F. LANGLEY
City Attorney


JAN A. SMOKOWICZ
Assistant City Attorney

JAS:enm
Enc.

2276

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY
DAWN M. BOLAND
KATHRYN M. ZALEWSKI

Assistant City Attorneys

EGGERT & CERMELE, S.C.

Attorneys at Law

Laurie A. Eggert
Jonathan Cermele

1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

August 1, 2002

Mr. Ronald D. Leonhardt
Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee, WI 53202

**RE: MPD Criminal Investigation of PO Tony Randazzo
Allegations Regarding Ms. Patricia L. Mans
Date of Incident: January 26, 2002
Location of Incident: Mt. Sinai Hospital
EC No.: 1779**

CITY OF MILWAUKEE
RECEIVED
CITY ATTORNEY
02 AUG -5 PM 3:50

Dear Mr. Leonhardt:

The above-named police officer has retained us to represent him in connection with the above-referenced matter.

Consistent with its policy, the City Attorney's Office has refused to represent him, and as he was performing the duties of his office at the time of the events giving rise to the incident, the claim is hereby made on his behalf for the indicated legal fees. This incident involved monitoring an arrestee in custody while being medically cleared.

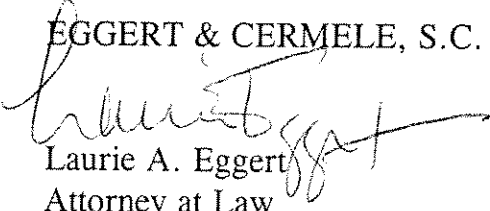
The MPD initiated a criminal investigation in which the officer initially declined to give a statement without counsel. When he requested counsel, IAD compelled PO Randazzo to give a statement concerning the incident after issuing a PI-21.

Later, the MPD decided not to issue criminal charges against the officer. The attached is an itemization of the time and services rendered.

12/30/03
O.K.
JHS
Letter 2276

Sincerely,

EGGERT & CERMELE, S.C.


Laurie A. Eggert
Attorney at Law

CITY OF MILWAUKEE
2002 AUG -5 AM 11:47
RONALD D. LEONHARDT
CITY CLERK

EGGERT & CERMELE, S.C.*Attorneys at Law*Laurie A. Eggert
Jonathan Cermele1840 North Farwell Avenue
Suite 303
Milwaukee, Wisconsin 53202
(414) 276-8750
FAX (414) 276-8906

August 1, 2002

Mr. Ronald D. Leonhardt
Milwaukee City Clerk
800 City Hall
200 East Wells Street
Milwaukee WI 53202

RE: MPD Criminal Investigation re: Patricia L. Mans

Regarding: PO Tony Randazzo

Date of Incident: January 26, 2002

Location of Incident: Mt. Sinai

Professional services

	<u>Hours</u>
02/04/02 Telephone call from PO Randazzo regarding new criminal investigation; open file; memo to file; telephone call to and from IAD; memo to file.	0.90
02/05/02 Telephone call to and from PO Randazzo; memo to file.	0.30
02/07/02 Telephone call to and from witness; memo to file.	0.40
03/05/02 Telephone call from client; memo to file; telephone call to witness.	1.40
03/06/02 Preparation for and appearance at PI-21 statements; travel; memo to file; conference with client.	2.40
03/07/02 Review of file.	0.20
03/19/02 Telephone call to client; review PI-21 statement; telephone call to DA; meeting with client at DA's office; attend client's statement to DA; travel; memo to file.	1.80

Mr. Ronald D. Leonhardt

Page 2

	<u>Hours</u>	
03/20/02 Telephone call to client; correspondence to MPD Open Records.	0.50	
06/19/02 Review of correspondence from MPD Open Records; correspondence to client; close file.	0.50	
		<u>Amount</u>
For professional services rendered	8.40	\$924.00
Additional charges:		
03/19/02 Parking		2.00
06/19/02 MPD Open Records request		6.53
Total costs		<u>\$8.53</u>
Total amount of this bill		<u>\$932.53</u>
Balance due		<u>\$932.53</u>

(Rate: \$110.00 per hour)

COPY

INCIDENT # 02-026-308

INCIDENT INFORMATION	INCIDENT BATTERY SS#240.19 (11)	DATE OF INCIDENT 01-26-02	DATE OF REPORT 03-20-02	REP CON#
	VICTIM MANS, PATRICIA L.	LOCATION OF INCIDENT (ADDRESS) #11		DIST. 1
	VICTIM'S ADDRESS 1651 SOUTH 11 TH STREET	REPORTED BY SAME		

PROPERTY CODES --- LIST CODE FOR EACH ITEM OF PROPERTY IN "CODE #1" COLUMN---

01-AIRCRAFT	09-CREDIT CARDS	15-HEAVY EQUIPMENT
02-ALCOHOL	10-DRUGS/NARCOTICS	16-HOUSEHOLD GOODS
04-BICYCLES	11-DRUG/NARC EQUIP	17-JEWELRY/PREC METAL
06-CLOTHES/FURS	12-FARM EQUIPMENT	18-LIVESTOCK
07-COMPUTER WARES	13-FIREARMS	19-MERCHANDISE
08-CONSUMABLES	14-GAMBLING EQUIP	20-MONEY

21-NEGOTIABLE INSTRUMENT	27-RECORD/AUDIO VISUAL
22-NONNEGOT INSTRUMENT	28-STRUCT-SINGLE DWL
23-OFFICE EQUIPMENT	29-STRUCT-OTHER DWL
77-OTHER	30-STRUCT-OTHER COMM
25-PURSE/BAG/WALLET	31-STRUCT-INDUST MFG
26-RADIO/TV/VCR	32-STRUCT-PUBLIC

34-STRUCT-STORAGE
35-STRUCT-OTHER
36-TOOLS
38-VEH/PART/ACC
39-WATERCRAFT
99-

QUANT	TYPE OF PROPERTY	DESCRIPTION	SERIAL #	INVENTORY #	CODE #	VALUE

RELATED INCIDENT #'S	EVIDENCE INVENTORY #'S	ADDED PROPERTY ATTACHED PO-14	TOTAL VALUE RECOVERED PROPERTY \$
----------------------	------------------------	-------------------------------	-----------------------------------

USE FOR WEAPONS IN POSSESSION OF PRISONER AT TIME OF ARREST -- CHECK ALL APPLICABLE ITEMS

1 2 <input type="checkbox"/> <input type="checkbox"/> ALTERED STOCK <input type="checkbox"/> <input type="checkbox"/> AUTOMATIC <input type="checkbox"/> <input type="checkbox"/> BOLT ACTION <input type="checkbox"/> <input type="checkbox"/> BLUE STEEL <input type="checkbox"/> <input type="checkbox"/> BLUNT OBJECT	1 2 <input type="checkbox"/> <input type="checkbox"/> CHROME/NICKEL <input type="checkbox"/> <input type="checkbox"/> DOUBLE BBL <input type="checkbox"/> <input type="checkbox"/> DRUG/NARCOTIC <input type="checkbox"/> <input type="checkbox"/> EXPLOSIVES <input type="checkbox"/> <input type="checkbox"/> FIRE/INCENDIARY	1 2 <input type="checkbox"/> <input type="checkbox"/> HANDGUN <input type="checkbox"/> <input type="checkbox"/> IMPLIED WEAPON <input type="checkbox"/> <input type="checkbox"/> KNIFE/CUTTING INSTR <input type="checkbox"/> <input type="checkbox"/> LIQUID GAS <input type="checkbox"/> <input type="checkbox"/> MOTOR VEHICLE	1 2 <input type="checkbox"/> <input type="checkbox"/> OTHER <input type="checkbox"/> <input type="checkbox"/> OTHER FIREARM <input type="checkbox"/> <input type="checkbox"/> PERSONAL WEAPON <input type="checkbox"/> <input type="checkbox"/> POISON <input type="checkbox"/> <input type="checkbox"/> PUMP ACTION	1 2 <input type="checkbox"/> <input type="checkbox"/> REVOLVER <input type="checkbox"/> <input type="checkbox"/> RIFLE <input type="checkbox"/> <input type="checkbox"/> SAWED OFF <input type="checkbox"/> <input type="checkbox"/> SEMI AUTO <input type="checkbox"/> <input type="checkbox"/> SHORT/SNUB BBL	1 2 <input type="checkbox"/> <input type="checkbox"/> SHOTGUN <input type="checkbox"/> <input type="checkbox"/> SIMULATED WEAPON <input type="checkbox"/> <input type="checkbox"/> SINGLE BBL <input type="checkbox"/> <input type="checkbox"/> THROWN OBJECT <input type="checkbox"/> <input type="checkbox"/> UNKNOWN
--	--	--	---	--	--

ARRESTED #1 LAST NAME	FIRST NAME	MID	RACE	SEX	DATE OF BIRTH	AGE	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON-HISPANIC
-----------------------	------------	-----	------	-----	---------------	-----	---

ADDRESS	CITY	STATE	HEIGHT	WEIGHT	BUILD	HAIR	EYES
---------	------	-------	--------	--------	-------	------	------

ALIASES	SCARS, MARKS, MOLES, DEFORMITIES, AMPUTATIONS, FACIAL HAIR, SKINTONE, TATTOOS, PECULIARITIES ETC.
---------	---

I.D. DIV #	SOC. SEC. #	ADDED WEAPON INFO ARRESTED #1
------------	-------------	-------------------------------

RESIDENT OF COUNTY Y N <input type="checkbox"/> <input type="checkbox"/>	GANG RELATED Y N <input type="checkbox"/> <input type="checkbox"/>	DRUG RELATED Y N <input type="checkbox"/> <input type="checkbox"/>	LOCATION OF ARREST	DATE/TIME OF ARREST	TYPE OF ARREST <input type="checkbox"/> ORDERED IN/CITED <input type="checkbox"/> W/WARR/SUSP CARD <input type="checkbox"/> ALL OTHER ARRESTS
---	---	---	--------------------	---------------------	--

CHARGES	POSSESSED SUSPECTED Y N DRUGS AT TIME OF ARREST <input type="checkbox"/> <input type="checkbox"/>
---------	--

ARRESTED #2 LAST NAME	FIRST NAME	MID	RACE	SEX	DATE OF BIRTH	AGE	ETHNIC ORIGIN <input type="checkbox"/> HISPANIC <input type="checkbox"/> NON-HISPANIC
-----------------------	------------	-----	------	-----	---------------	-----	---

ADDRESS	CITY	STATE	HEIGHT	WEIGHT	BUILD	HAIR	EYES
---------	------	-------	--------	--------	-------	------	------

ALIASES	SCARS, MARKS, MOLES, DEFORMITIES, AMPUTATIONS, FACIAL HAIR, SKINTONE, TATTOOS, PECULIARITIES ETC.
---------	---

I.D. DIV #	SOC. SEC. #	ADDED WEAPON INFO ARRESTED #1
------------	-------------	-------------------------------

RESIDENT OF COUNTY Y N <input type="checkbox"/> <input type="checkbox"/>	GANG RELATED Y N <input type="checkbox"/> <input type="checkbox"/>	DRUG RELATED Y N <input type="checkbox"/> <input type="checkbox"/>	LOCATION OF ARREST	DATE/TIME OF ARREST	TYPE OF ARREST <input type="checkbox"/> ORDERED IN/CITED <input type="checkbox"/> W/WARR/SUSP CARD <input type="checkbox"/> ALL OTHER ARRESTS
---	---	---	--------------------	---------------------	--

CHARGES	POSSESSED SUSPECTED Y N DRUGS AT TIME OF ARREST <input type="checkbox"/> <input type="checkbox"/>
---------	--

V E H	VEHICLE USED	MAKE	MODEL	TYPE	COLOR	STATE	EXP	TYPE	V.I.N. #
-------	--------------	------	-------	------	-------	-------	-----	------	----------

REPORTING OFFICER DET. JEFFERY HOOVER	PAYROLL # 50062	LOC # 04	ASSISTING OFFICER	SUPERVISOR [Signature]	TOTAL ARRESTS
--	--------------------	-------------	-------------------	---------------------------	---------------

REPORT

INVESTIGATIVE NARRATIVE:

This report was dictated by Detective Jeffery HOOVER, of the Criminal Investigation Unit/Internal Affairs Division (CIU/IAD), day shift.

On Tuesday, March 19, 2002, at 4:37 p.m., Deputy District Attorney Jon REDDIN called the Criminal Investigation Unit, and indicated that he had reviewed all the reports, and interviewed Police Officer Anthony RANDAZZO regarding this complaint. Furthermore, he declined to issue any criminal charges, citing that the force used by Officer RANDAZZO to control Patricia MANS was not excessive, and did not rise to the level of a battery. Therefore, this incident will be cleared as warrant refused.

JH:HS 03-20-02
02-0222cr

REVIEWING D.A. Jon REDDIN		P.O./DET. ASSIGNED Detective Jeffery HOOVER	COURT CASE NUMBER
FINAL CHARGE		DISPOSITION/DATE No Process 03/19/02	VICTIM NOTIFIED BY Detective Jeffery HOOVER
INCIDENT STATUS	<input type="radio"/> CLEARED BY ARREST 18 OR OVER <input type="radio"/> PARTIAL CLEARANCE BY ARREST <input type="radio"/> UNFOUNDED/BASELESS <input type="radio"/> NO PROSECUTION DESIRED	<input type="radio"/> PROPERTY RECOVERED <input checked="" type="radio"/> WARRANT REFUSED	<input type="radio"/> ARREST UNDER 18 <input type="radio"/> A. Detained at MCCC <input type="radio"/> B. Ordered in to MCCC DATE: _____ <input type="radio"/> WAIVED AS AN ADULT
----- C.I.B. ADMINISTRATIVE USE ONLY -----			
CLEARED EXCEPTIONALLY	<input type="radio"/> A. Death of Offender <input type="radio"/> B. Prosecution Declined	<input type="radio"/> C. Extradition Denied <input type="radio"/> D. Refused to Cooperate	<input type="radio"/> E. Juvenile, no custody <input type="radio"/> F. Not Applicable
JUSTIFIABLE HOMICIDE INFORMATION	<input type="radio"/> A. SUSP ATTCKD PO AND SAME PO KILLED SUSP <input type="radio"/> B. SUSP ATTCKD PO AND OTHER PO KILLED SUSP <input type="radio"/> C. SUSP ATTCKD CIVILIAN <input type="radio"/> D. SUSP ATTEMPTED FLIGHT FROM CRIME	<input type="radio"/> E. SUSP KILLED IN COMMISSION OF CRIME <input type="radio"/> F. SUSP RESISTED ARREST <input type="radio"/> G. UNABLE TO DETERMINE/NOT ENOUGH <input type="radio"/> H. SUSPECT KILLED BY PRIVATE CITIZEN <input type="radio"/> I. SUSPECT KILLED BY POLICE OFFICER	

MILWAUKEE POLICE DEPARTMENT

MEMORANDUM

SEPTEMBER 13, 2002

TO: P.O. TONY RANDAZZO
DISTRICT TWO

RE: Receipt of Legal Services from Law Firm of
Attorney

Attorney LAURIE EGGERT has made a claim with the City, indicating the attached was provided with legal services arising out of one of the following situations:

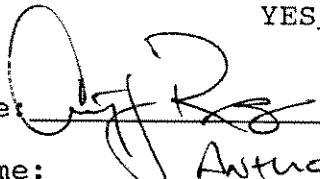
- 1) An incident occurring on JANUARY 26, 2002
- 2) A citizen's complaint made by PATRICIA MANS
- 3) A police shooting incident occurring on N/A

Is this information correct?

YES ☒ NO ☐


Did you receive legal representation
in this matter?

YES ☒ NO ☐

Your signature: 

Print your name: Anthony J. RANDAZZO

Upon completion, please return this memorandum to the Internal Affairs Division at the Police Academy (Room 325) as soon as possible.


STEVEN M. SETTINGSGAARD
POLICE COMMANDER
Internal Affairs Division

SMS:kjs

RECEIVED
02 SEP 23 AM 11:24
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION

CITY OF MILWAUKEE

Form CA-43

GRANT F. LANGLEY
City Attorney

RUDOLPH M. KONRAD
Deputy City Attorney

THOMAS E. HAYES
PATRICK B. McDONNELL
LINDA ULISS BURKE
Special Deputy City Attorneys



OFFICE OF CITY ATTORNEY

800 CITY HALL
200 EAST WELLS STREET
MILWAUKEE, WISCONSIN 53202-3551
TELEPHONE (414) 286-2601
TDD 286-2025
FAX (414) 286-8550

BEVERLY A. TEMPLE
THOMAS O. GARTNER
BRUCE D. SCHRIMPF
ROXANE L. CRAWFORD
SUSAN D. BICKERT
HAZEL MOSLEY
HARRY A. STEIN
STUART S. MUKAMAL
THOMAS J. BEAMISH
MAURITA F. HOUREN
JOHN J. HEINEN
MICHAEL G. TOBIN
DAVID J. STANOSZ
SUSAN E. LAPPEN
DAVID R. HALBROOKS
JAN A. SMOKOWICZ
PATRICIA A. FRICKER
HEIDI WICK SPOERL
KURT A. BEHLING
GREGG C. HAGOPIAN
ELLEN H. TANGEN
MELANIE R. SWANK
JAY A. UNORA
DONALD L. SCHRIEFER
EDWARD M. EHRlich
LEONARD A. TOKUS
MIRIAM R. HORWITZ
MARYNELL REGAN
G. O'SULLIVAN-CROWLEY

Assistant City Attorneys

August 23, 2002

Commander Steven Settingsgaard
Milwaukee Police Dept., Internal Affairs Div.
6680 North Teutonia Avenue, Rm 325
Milwaukee, WI 53209

Re: C.I. File No. 02-S-263
Communication from EGGERT LAW OFFICE

Dear Commander Settingsgaard:

Enclosed please find a claim filed by attorney Laurie A. Eggert for Attorney's fees incurred during her representation of various officers. (See Attached)

Please determine whether these officers were in fact involved in the matter described in Ms. Eggert's claim, and have these officers verify Ms. Eggert's representation. Thank you for your anticipated cooperation in this matter.

Very truly yours,

JAN A. SMOKOWICZ
Assistant City Attorney

JAS:beg
Enclosure
5091

RECEIVED
MILWAUKEE POLICE
INTERNAL AFFAIRS
DIVISION
02 AUG 30 PM 1:17